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December 4, 2007

By Facsimile

Honorable Victor Marrero  
United States District Judge  
United States Courthouse  
500 Pearl Street, Room 630  
New York, New York 10007-1312

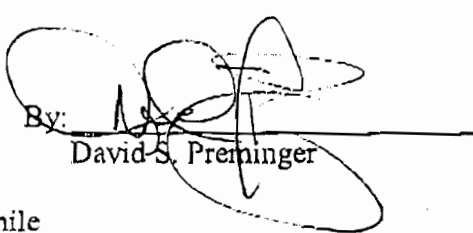
Re: *Biele v. AT&T Pension Plan et al.*  
07 Civ. 588 (VM)

Dear Judge Marrero:

We represent the plaintiff in the referenced action. Pursuant to Your Honor's November 5, 2007 Conditional Order of Discontinuance, plaintiff hereby requests restoration on this action to the active calendar. While the parties did reach agreement on a settlement in principle, we have not yet ironed out the precise language of a settlement agreement. We expect that the parties' differences will either be resolved within the near future or else we will be able to inform the Court that no settlement will be consummated. However, in order not to run afoul of the time limit, we request restoration.

Thank you for your Honor's attention to this matter.

Respectfully submitted,  
Rosen Preminger & Bloom LLP

By:   
David S. Preminger

cc. Kristine J. Fehér, Esq. by facsimile

Request GRANTED. The Conditional Order of Discontinuance herein is amended to extend until 1-4-08 the date by which plaintiff may restore the action to the Court's active calendar.

SO ORDERED.

12-3-07  
DATE

  
VICTOR MARRERO, U.S.D.J.